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6 Sonny Vleisides

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8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10 WESTERN DIVISION
11

12 UNITED STATES OF AMERICA,)

13 Plaintiff,)

14 v.)

15)
16 SONNY VLEISIDES)

17)
18 Defendant.)
19 _____)

No. CR 07-134-DDP

EX PARTE APPLICATION
FOR ORDER DISCLOSING IN
CAMERA FILINGS TO
COUNSEL FOR DEFENDANT
SONNY VLEISIDES;
[PROPOSED] ORDER
SUBMITTED
CONCURRENTLY

20
21 Defendant, Sonny Vleisides, by and through his court-appointed
22 attorney of record, Gregory Nicolaysen, respectfully requests an order
23 from
24 this Court disclosing to Mr. Nicolaysen the filings that have been made by
25 the government under seal and in camera on August 27, August 31 and
26 September 2, 2009 (see Pacer docket entries 126, 127, 129, 131).

27 This request is based upon the attached Declaration of Counsel
28 [Gregory Nicolaysen], all files and records in this case, and any additional

1 information that may be requested by the Court.

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3 DATED: September 9, 2009

Respectfully submitted,

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/S/
GREGORY NICOLAYSEN
Attorney for Defendant,
Sonny Vleisides

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DECLARATION OF GREGORY NICOLAYSEN

I, GREGORY NICOLAYSEN, state and declare as follows:

1. I am an attorney duly licensed to practice law in the state of California and in the Central District of California. All of the facts stated herein are true of my personal knowledge or upon belief and information, and if called upon to testify thereto, I could and would do so competently.

2. I have been appointed as counsel of record for defendant Sonny Vleisides in the above-captioned case.

3. The Pacer docket reflects that on August 27, August 31 and September 2, 2009, the government filed certain pleadings / documents under seal and in camera. [Pacer docket entries 126, 127, 129, 131].

4. Because these were filed by the government in camera, I have not been served with copies of the filings.

5. On August 31, 2009, I sent an email to AUSA Dan Saunders in which I addressed this matter and asked that the government produce a copy of the filings to me. Mr. Saunders responded by email on September 1, in which he stated, "'Because the filing is in camera, we are not disclosing its contents at this time.'"

6. I have no objection to the materials being filed under seal so that the general public does not have access to these materials through Pacer. However, I respectfully object to the materials being filed in camera, by which the government does not produce a copy to me and thus conducts a private communication with the Court.

7. Accordingly, I respectfully request that the Court issue the proposed order that is being lodged concurrently with this Ex Parte Application, which directs the government to produce a copy of each in camera filing to me.

